

ORIGINAL

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Attorneys for Defendants & Related Counter-Claimants, EVERGREEN DATA
 SYSTEMS, INC., BRUCE R. MCALLISTER and STEVEN J. DEMARTINI

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

2:08-CV-2886-AHS(VBK)
 2:08-mc-111

SYNAPSIS, LLC, a Nevada Limited
 Liability Company,

Plaintiff,

v.

EVERGREEN DATA SYSTEMS, INC.,
 a California Corporation, BRUCE R.
 MCALLISTER, an individual, STEVEN
 J. DEMARTINI, an individual,
 IRELAND SAN FILIPPO, LLP, a
 California limited liability partnership,
 and DOES 1 through 10, inclusive,

Defendants.

AND RELATED COUNTER-CLAIM.

MISCELLANEOUS NUMBER
 (United States District Court-Northern
 Case No. CV05-01524 JF)

**DEFENDANTS EVERGREEN DATA
 SYSTEMS, INC., BRUCE R.
 MCALLISTER AND STEVEN J.
 DEMARTINI'S ORDER FOR
 APPEARANCE AND
 EXAMINATION OF PLAINTIFF
 SYNAPSIS**

Action filed: January 10, 2005
 Trial: July 16, 2007

Upon application of defendants Evergreen Data Systems, Inc., Bruce R.
 McAllister and Steven J. DeMartini (collectively, "Evergreen") for an order for
 appearance and examination of plaintiff Synapsis, LLC ("Synapsis"), the Judgment
 Debtor in this action, in enforcement of the judgment entered against Synapsis, it is
 hereby ordered that William Akel, as a managing member of Synapsis, appear

08 MAY - 2 PM 12:58

CLERK, U.S. DISTRICT COURT
 CENTRAL DIST. OF CALIF.
 LOS ANGELES



1 personally before this Court to furnish information to aid in enforcement of a money
2 judgment on ~~May~~ ^{JUNE} 17, ²⁰⁰⁸ at 10:30 a.m. in Ctrm H, 9th Fl. 312 W. Spring St., L.A.

3 It is further ordered that Synapsis, through Mr. Akel, bring with it the
4 following records of Synapsis:

- 5 1. Federal and state income tax records for fiscal years 2000 to the present;
- 6 2. Corporate minute books for fiscal years 2000 to the present;
- 7 3. All corporate banking statements from January 1, 2000 to the present;
- 8 4. All corporate financial statements, including but not necessarily limited
9 to, monthly statements for each year from January 1, 2000 to the present;
- 10 5. Corporate ledger books and books of account from January 1, 2000 to
11 the present;
- 12 6. List of all corporate assets, both real and personal, from January 1, 2000
13 to the present;
- 14 7. List of all clients from January 1, 2006 to the present, including contact
15 information for same;
- 16 8. All writings pertaining to any corporate indebtedness or obligations in
17 excess of \$1,000.00 incurred or paid in each month from January 1, 2000 to the
18 present;
- 19 9. All bank passbooks and or checkbooks held in the name of Synapsis
20 individually or jointly, from January 1, 2000 to the present;
- 21 10. All books and records showing assets of every kind, real and personal,
22 belonging to Synapsis, owned individually or jointly, whether or not held in the name
23 of a lienholder;
- 24 11. All writings, evidence or books and records showing all accounts
25 receivable belonging to Synapsis, either individually or jointly, from January 1, 2007
26 to the present;
- 27 12. All writings or evidence of indebtedness/obligations in excess of
28 \$1,000.00 owed by Synapsis;

1 13. All pleadings and non-privileged written communications related to or
2 arising out of any claim for professional malpractice that Synapsis may have filed
3 against its prior counsel in this matter.

4 This order may be served by a sheriff, marshal, constable, or registered process
5 server.

6 Dated: 5/6/2008


United States District Judge


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PROOF OF SERVICE

Synapsis v. Evergreen, USDC Northern #CV05-01524 JF - File No. 26851-04

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 650 Town Center Drive, Suite 1400, Costa Mesa, California 92626.

On April 9, 2008, I served the following document described as **DEFENDANTS EVERGREEN DATA SYSTEMS, INC., BRUCE R. MCALLISTER AND STEVEN J. DEMARTINI'S ORDER FOR APPEARANCE AND EXAMINATION OF PLAINTIFF SYNAPSIS** on all interested parties in this action by placing ☒ a true copy ☐ the original thereof enclosed in sealed envelopes addressed as follows:

William Akel
4956 Hayvenhurst Avenue
Encino, California 91436-1113

William K. Mills, Esq.
Parker Mills & Morin LLP
865 S. Figueroa Street, Suite 3200
Los Angeles, CA 90017
P:213.622.4441/F:213.622.1444
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In Pro Per
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wmakel@yahoo.com

☐ (BY FACSIMILE) The facsimile machine I used complied with Rule 2003(3) and no error was reported by the machine. Pursuant to Rule 2008(e)(4), I caused the machine to print a record of the transmission.

☒ (BY MAIL, 1013a, 2015.5 C.C.P.)

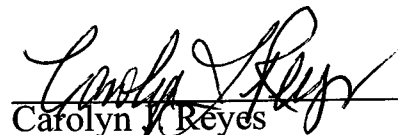
☐ I deposited such envelope in the mail at Costa Mesa, California. The envelope was mailed with postage thereon fully prepaid.

☒ I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, this document will be deposited with the U.S. Postal Service on this date with postage thereon fully prepaid at Costa Mesa, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ (FEDERAL) I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on April 9, 2008, at Costa Mesa, California.


Carolyn J. Reyes